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6 Attorneys for Defendant
TUMI, INC.

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11
12 VICTOR GAMALY, individually and on
behalf of herself and all others similarly
situated,

CASE NO. C 07-04758 JF

[PROPOSED] ORDER FOR DISMISSAL

13 Plaintiff,

14 v.
15

16 TUMI, INC.; DOES 1 through 10,
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Defendant.

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19 The parties to this action submitted to the court a Stipulation for Dismissal with Prejudice
20 on July 9, 2008, a copy of which is attached.

21 The Court Orders that this matter is hereby dismissed, with each party to bear its own
22 attorneys fees and cost.

23 IT IS SO ORDERED.

24 Dated: August 21, 2008



Honorable Jeremy Fogel
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 SEDGWICK, DETERT, MORAN & ARNOLD LLP
2 STEPHANIE SHERIDAN (Bar No. 135910)
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13 Attorney for Plaintiff
VICTOR GAMALY
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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

18
19 VICTOR GAMALY, individually and on
behalf of himself and all others similarly
situated,

21 Plaintiff,

22 v.

23 TUMI, INC.; DOES 1 through 10,

24 Defendant.

CASE NO. C 07-04758 JF

**STIPULATION FOR DISMISSAL WITH
PREJUDICE**

Judge: Honorable Jeremy Fogel

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SEDGWICK
DETERT, MORAN & ARNOLD, LLP

1 IT IS HEREBY STIPULATED by and between the parties to this action through their
2 designated counsel that the above-captioned action be and hereby is dismissed with prejudice
3 pursuant to FRCP 41(a)(1). Each party is to bear its own attorneys' fees and costs.

4 DATED: July 5, 2008 GORE LAW FIRM

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By: Pierce Gore

Pierce Gore
Attorney for Plaintiff
VICTOR GAMALY

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10 DATED: July 8, 2008 SEDGWICK, DETERT, MORAN & ARNOLD LLP

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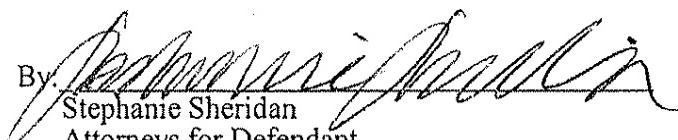
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28

By:


Stephanie Sheridan
Attorneys for Defendant
TUMI, INC.

SEDGWICK
DETERT, MORAN & ARNOLD LLP

SF/JS/MSB/1v1

2.

CASE NO. C 07-04758 JF

STIPULATION FOR DISMISSAL WITH PREJUDICE

1 Victor Gamaly v. Tumi, Inc.
2 U.S.D.C., Northern District of California, Case No. C07-04758 JF

3 **PROOF OF SERVICE**

4 I am a resident of the State of California, over the age of eighteen years, and not a party to
5 the within action. My business address is Sedgwick, Detert, Moran & Arnold LLP, One Market
6 Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105. On July 9, 2008, I served the
within document(s):

7 **STIPULATION FOR DISMISSAL WITH PREJUDICE**

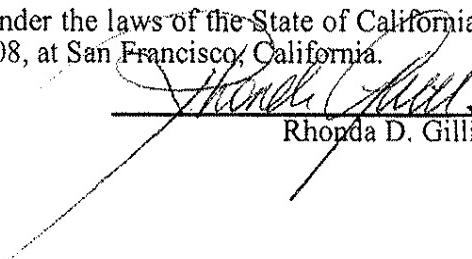
- 8 **FACSIMILE** - by transmitting via facsimile the document(s) listed above to
9 the fax number(s) set forth on the attached Telecommunications Cover
10 Page(s) on this date before 5:00 p.m.
- 11 **MAIL** - by placing the document(s) listed above in a sealed envelope with
12 postage thereon fully prepaid, in the United States mail at San Francisco,
13 California addressed as set forth below.
- 14 **PERSONAL SERVICE** - by personally delivering the document(s) listed
15 above to the person(s) at the address(es) set forth below.
- 16 **OVERNIGHT COURIER** - by placing the document(s) listed above in a
17 sealed envelope with shipping prepaid, and depositing in a collection box for
18 next day delivery to the person(s) at the address(es) set forth below via ____.
- 19 **ELECTRONIC FILING** - by electronic transmission via the internet for
20 uploading onto the District Court website/docket.

21 Pierce Gore, Esq.
22 **GORE LAW FIRM**
23 900 East Hamilton Avenue, Suite 100
24 Campbell, CA 95008
25 Telephone: 408.879.7444
26 Facsimile: 408.346.0757
27 Email: piercegore@gorelawfirm.com

28 Attorney for Plaintiffs
VICTOR GAMALY

29 I am readily familiar with the firm's practice of collection and processing correspondence
30 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
31 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
32 motion of the party served, service is presumed invalid if postal cancellation date or postage
33 meter date is more than one day after date of deposit for mailing in affidavit.

34 I declare under penalty of perjury under the laws of the State of California that the above
35 is true and correct. Executed on July 9, 2008, at San Francisco, California.

36 
37 Rhonda D. Gillis